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HARDING-HUGHES TREATIES MAY BE BLOCKED IN SENATE

BRANDEGEE BREAKS WITH HARDING ON ALL NEW TREATIES

Denial of Power of President to Commit U. S. Sensation of Hour in Washington.

MUST CONSULT SENATE.

"Isolation Bloc" Sees Gross "Abuse of Power" Unless Congress Consents.

By David Lawrence.
(Special Correspondent of The Evening World.)

WASHINGTON, Jan. 25 (Copyright, 1922).—Senator Brandegee's pronouncement that the United States is not bound by the foreign policy of the President or Secretary of State without the consent of the Senate is the sensation of the hour.

Foreign Governments, whose representatives have been at a loss to understand the constitutional system of the United States ever since an American President signed a contract which the Senate repudiated, are bewildered over the new turn of events.

The truth is, a controversy has been brewing under the surface between President Harding's former colleagues on the Republican side of the Senate Chamber and the Secretary of State, which if carried to a logical conclusion may mean a change in the importance of a Secretary of State or American Ambassadors abroad.

Senator Brandegee is the leader of the "isolation bloc." But the views he expresses about the necessity of getting the consent of the Senate before any international act of the United States Government can be binding is not something of recent origin. The late Philander Knox, once a Secretary of State himself, became converted to that doctrine after he became a member of the Senate and it was a matter of revolutionary change in the philosophy of the President Harding, who eliminated from his famous peace resolution a phrase "directing" the Chief Executive to negotiate a treaty with Germany. Besides Senator Brandegee there are some Senators of the so-called liberal school and some Democrats of the William Jennings Bryan philosophy on foreign affairs who believe a diplomatic note exchanged between governments should not be sent without the full approval of the American Senate.

President Harding himself has recognized the weight of the movement which seeks to prevent the Chief Executive by a series of notes from committing the Government to a course of action from which the Senate cannot honorably extricate itself. It is still a matter of debate in Congressional circles whether the member who voted for the declaration of war with Germany after the Chief Executive had publicly proclaimed the step would have voted for war if the issue had arisen in Congress without any previous exchanges of notes on the submarine question by which the Executive felt America was committed to go to war.

The problem of an Executive's right to negotiate any kind of an agreement with a foreign Government has suddenly been thrown into the maelstrom of after-the-war controversies, and while this question arose over the sending of an American representative to attend the Genoa Conference, it will establish an important precedent. Mr. Bran-

EBEN OFFERED MILLER A DRINK, GOSSIP SAYS, AND HE'S CHARGED WITH HAVING RUM IN ARMORY

Lieutenant Colonel of 71st Regiment Accused by Lieutenant Colonel Burleigh After Alleged Invitation to Governor.

ALBANY, Jan. 25 (United Press).—Charges that he had intoxicating liquors in the armory have been preferred against Lieut. Col. Eben of the 71st Infantry and a member of the military staff of Gov. Miller by Lieut. Col. George W. Burleigh, also a member of the Governor's staff. It was learned to-day.

The complaint, which has been referred to Brig. Gen. George R. Dyer, the brigade commander, is said to have grown out of an invitation extended by Lieut. Col. Eben to the Governor to "have a drink" in the officers' mess while the Governor was attending the Americanization pageant in the 71st Armory several weeks ago.

Lieut. Col. Burleigh filed the original complaint with Brig. Gen. Lester, who is Acting Commander of the 2nd New York National Guard Major Gen. O'Ryan is on leave as a member of Gov. Miller's Transit Commission. It was referred to Lieut. Col. Olmstead, Chief of Staff of the New York Division, who in turn sent it to Brig. Gen. Dyer.

It was believed here to-day that an investigating officer soon will be appointed to determine whether a court martial shall be called.

Brig. Gen. Lester refused to comment on the complaint to-day.

OHIO UNIVERSITY GETS \$2,500,000

Samuel Mather Would Have Greatest Medical School in U. S. at Western Reserve.

CLEVELAND, Jan. 25.—Samuel Mather, Cleveland multi-millionaire philanthropist, to-day announced a \$2,500,000 gift to Western Reserve University to be used in building one of the largest medical schools in the United States.

This gift brings Mr. Mather's endowments to the university more than four millions.

According to the Board of Trustees, who immediately accepted the offer, construction on the school will start this spring. Plans also include a hospital, it was announced.

NEW YORKER MISSING FROM FRUIT STEAMER

T. O. Sprague Disappears From the Pastores on Voyage.

A radio message received to-day by the United Fruit Line from Capt. C. R. Glenn of the steamship Pastores announced that T. O. Sprague, a passenger, bound from New York to Christchurch, disappeared on the night of Jan. 15 off the island of Jamaica, leaving no message. His effects will be brought back on the Pastores which left here on Jan. 7.

Sprague engaged passage on the Pastores early in January. He said he had been connected with the State Agricultural Experiment station at Geneva, N. Y., and intended to visit his father, R. H. Sprague of No. 464 Montgomery Street, San Francisco. He was taking the sea voyage by way of the Panama Canal, he said, for the benefit of his health.

He was 40 and 351 was RYAN FREED IN DEATH OF BRIDE BY POISON

PARIS, Jan. 25.—Thomas S. Ryan, whose young wife said he forced her to take poison that resulted in her death, probably never will be brought to trial.

Ryan, who was held by the authorities, was provisionally released to-day and police investigation is said to have made it doubtful whether any charges will be brought against him, despite Mrs. Ryan's ante-mortem statements.

Mrs. Ryan, formerly Aubrey Creighton of California, was a talented violinist, studying here.

"I'M THE MAN," BODDY DECLARED WHEN CAPTURED

So Testifies the Philadelphia Policeman Who Arrested the Negro.

WAS SITTING ON BED.

Witness Declares He Refused to Make Statement, Saying "I'll Be Electrocuted."

Charles E. Bonner, the Philadelphia policeman who arrested Luther Boddy, was the principal witness to-day in the trial in the Supreme Court before Justice Wasservogel and a jury of the Negro who killed Detective Muller and Buckley.

Bonner testified he went with Magistrate Scott to the house where they were told Boddy was hiding.

"I found Boddy sitting on the side of the bed," the witness said. "He looked up surprised. I grabbed him. He offered no resistance. He said, 'I'm the man.' Magistrate Scott came in and I turned him over to him while I searched the room."

"Later when we took him to the station house he refused to make a statement to me, saying: 'There's no use of my making a statement; I'll be electrocuted anyhow.'"

Bonner identified a bundle of woman's black clothing as that found with Boddy. When the garments were held up for exhibition, the Negro turned around, gazing toward his wife, and grinned.

Alfred I. Souder, Chief of Detectives of Philadelphia, followed Bonner on the stand. He said:

"Bonner said he wanted to make a statement and wanted to tell the truth. I said, 'All right, if you want to make a statement, give it to my stenographer.' Without further question, from New York detectives, he turned around, gazing toward his wife, and grinned."

The witness identified typewritten sheets as those brought to him by his stenographer and two signatures on one sheet as those of Boddy and his. They were offered as evidence and objection was about to be entered when Court adjourned for lunch.

After lunch District Attorney Egan withdrew the statement from the evidence. Counsel for the defense objected to it on the grounds of accuracy.

On cross examination Mr. Souder denied the questioning of Boddy by New York detectives in his office was unusual. He admitted Boddy "might" have asked to be protected from New York detectives.

"Did you not say to Boddy 'You will not be beaten here'?"

"I might have said it."

The witness denied he offered to have a picture taken of Boddy nude to assure him justice if beaten by detectives.

The day began with a resumption of the cross examination of Adam G. Aduabo, the Newark taxi driver who testified yesterday he was forced by Boddy to drive him to Philadelphia.

(Continued on Second Page.)

TO SELL \$11,650,000 HOUSING PROJECTS

Shipping Board War Communities to Be Auctioned Off Within a Month.

WASHINGTON, Jan. 25.—Shipping Board wartime housing projects at Wilmington, Del., Chester, Pa., Bath, Me., Groton, Conn., and Easton, Pa., whose total original cost approximated \$11,650,000, will be sold by auction within the next few months, it was stated to-day by Sidney Henry, commercial manager of the Emergency Fleet Corporation.

Union Park Gardens, at Wilmington, Del., comprising 303 dwellings, one apartment house and two stores of brick or brick and stone construction, and costing approximately \$5,250,000, will be sold at auction about Feb. 13.

Dates have not been fixed for the sale of the other properties, but Mr. Henry said they would be disposed of within the next thirty days.

WIDOW WHO LOSES OPERA HOUSE HOME HER HUSBAND BUILT



Mrs. OSCAR HAMMERSTEIN. PHOTO BY KATYKINE, NEW YORK.

MRS. HAMMERSTEIN AWAITING EVICTION FROM OPERA HOUSE

Oscar's Widow Accepts as Fate Order Stepdaughters Got from Court.

Mrs. Emma Swift Hammerstein, widow of Oscar Hammerstein, practically penniless, waited philosophically to-day in her living quarters in the Manhattan Opera House for a deputy sheriff to arrive and evict her in accordance with an order signed yesterday by Supreme Court Justice Hinkley on application of her stepdaughters, Mrs. Stella Keating Pope and Mrs. Rose Tostevin. When an Evening World reporter called Mrs. Hammerstein, she said she had been told to leave the house by the sheriff.

"I talked over the telephone this morning," she said, "with Mr. Friedman of Hays, Hirschfeld and Wolf, my counsel, and he told me there is slight chance of a successful appeal. I suppose I shall have to go and I do not know where I can go. I have very little money."

"A number of people called me up to-day and extended their sympathy. I appreciate sympathy, but it doesn't do me much good in this emergency."

"I suppose I shall have to go and I do not know where I can go. I have very little money."

"Yesterday, Joseph Bennett, who has been occasionally visiting my home in Fairview Avenue, Atlantic Highlands, inspected the premises. He found the house had been looted. I had stored in the place, which is in the hands of a receiver, furniture, paintings and other effects of my husband which were at one time insured for \$75,000. Mr. Bennett has telephoned me that the house was almost entirely cleaned out. Until I take an inventory, I cannot tell what the loss will be. The thieves found some liquor and drank it. They must have used a van to haul the stuff away."

"A few days ago a man talking with a strong Italian accent called me up over the telephone. He warned me to get out of this place because, he said, the Manhattan Opera House was to be blown up by bombs as soon as Mary Garden got here with the Chicago Opera Company."

"I suppose I'll get along. My chief concern is about Teddy. I would rather die than have anything happen to him. We have lived here together since August, 1920. I wish they had waited until the weather is warmer before turning me out, but—well, it is fate."

TEX CHILDREN, WIFE DEAD, OUT OF JOB, HE TRIES TO DIE

Anthony Di Benedetto, a widower, of No. 124 Eighth Avenue, swallowed several tablets of chloroform to-day. Di Benedetto has ten children.

He has been out of work for a long time. At the City Hospital it was said he may recover.

5 HURT AS TRUCK AND A FIRE PATROL CRASH IN BROOKLYN

Collision Occurs as Apparatus Answers Another Alarm After Blaze in Loeser's.

VEHICLES ARE WRECKED

Victims Are Rushed to Hospitals—Store Fire Confined to Old Building.

Four of the crew of Fire Patrol No. 10 and an employee of the Street Cleaning Department were injured early to-day when the patrol, responding to another alarm, after the Frederick Loeser & Co. fire, was in a collision with a three-ton Street Cleaning Department truck at Grand Avenue and Fulton Street, Brooklyn.

The injured:

BREWER, LIEUT. ALBERT E., fifty-nine, No. 202 Sterling Street, Flatbush, with the patrol since it was established in Brooklyn; possible internal injuries and fracture of the right ankle.

MOORE, CHARLES, chauffeur of patrol, thirty-three, No. 454 Madison Street, Brooklyn; condition ribs.

BROWLEY, JAMES, fifty-nine, No. 1281 St. John's Place; dislocated left shoulder, fractured right hip and foot.

HACK, SERGT. HENRY, forty-eight, No. 346 East 28th Street, Flatbush; contusions right wrist.

M'INERNEY, PATRICK, thirty-two, No. 303 Putnam Avenue, a Street Cleaning Department helper; attended for cuts and bruises and went home.

The patrol had remained at the Loeser fire until it was dispatched to Liberty and Alaoua Avenues, East New York, where an auto truck had collided with a Bergen Street trolley and fire broke out. The truck tore off the front wheels of the patrol and both vehicles were wrecked.

Fire Patrolmen William Hyde, James V. Skelly, Fred Noeth, William McCormick and Fred Distler jumped and escaped injury.

The other four were hurled to the sidewalk as the truck was sent crashing into an elevated pillar, and were unconscious when reached by comrades.

Alderman Otto Gelpke was passing in his automobile and carried Brewer, Moore and Browley to St. Mary's Hospital. Another motorist carried Hack to St. John's.

John Redford, No. 468 Elery Street, chauffeur of the Street Cleaning truck, was arrested by Fire Patrol.

(Continued on Second Page.)

PERMANENT TARIFF VOTE THIS SESSION

Senate Leaders Give Promise and House Agrees to Launch Soldier Bonus.

WASHINGTON, Jan. 25.—Assurance that the Permanent Tariff Bill will be reported to the Senate early in February and passed before the close of the present session was given to Republican leaders in the House by Senate Republican leaders at a conference to-day.

Agreement was reached that the proposed Soldier Bonus Bill should originate in the House. House leaders said a measure would be drafted at once by the Ways and Means Committee and probably reported in two weeks.

House members reported that they insisted the legislation programme be speeded up so that Congress could adjourn by June 1, and said that Senate leaders expressed themselves as "hopeful" that all important legislation could be disposed of by that time.

THUGS SEIZE \$25,000 GEMS IN BOLD HOLD-UP OF DEALER AND GIRL CLERK IN OFFICE

Diamonds Just Taken From Safety Vaults for Their Inspection as Buyers Seized by Armed Men Who Flee Before Police Close Exits.

Two well-dressed young thugs armed with revolvers held up Jacob Levine, a diamond salesman, in his office in room No. 509 of the Bennett Building, at the southwest corner of Nassau and Ann Streets at 2:50 o'clock to-day, took a wallet containing \$25,000 worth of unset diamonds from his pocket and made their escape. The hold-up was witnessed by Annie Goodstein of No. 273 East Second Street, Brooklyn, a clerk, who fainted after giving the alarm.

Police officers who were notified of the robbery set a guard around the building, ordered the doors closed and refused entrance or egress to tenants and visitors for half an hour. By the time these measures were taken the thugs were far away from the Bennett Building.

Levine, whose home is at No. 962 Aldus Street, the Bronx, is associated in business with John Cohen. They kept their stock of diamonds outside of business hours in the Maiden Lane safe deposit vaults, No. 2 Maiden Lane. Following his custom, Levine went to the vault at 9:30 o'clock, passed himself of a wallet containing the diamonds and placed it in the inside pocket of his coat.

He walked rapidly from the Maiden Lane vaults to the Bennett Building, rode in the elevator to his office and had just removed his overcoat and spoken a few words to Miss Goodstein when the thugs entered. Their arrival was expected, as they had been in the office yesterday making inquiries about diamonds and had promised to return to-day with money for a purchase.

One of the visitors closed the door. Both walked up to Levine and drew revolvers.

"Put up your hands, both of you!" commanded one of the men in a loud voice. "We'll shoot if you yell."

The sound of typewriting machine in adjoining offices was plainly heard. People walked back and forth past the door. An outcry would have been heard by scores of persons.

The thugs knew where Levine carried the wallet. One of them moved it. Momentarily the thugs stopped at the door.

"If you yell before five minutes," they warned, "we'll come back and shoot you up."

Levine appeared to be incapable of movement.

As soon as she was sure the thugs had left the door Miss Goodstein ran to the office of a friend, Irving Rabin, on the floor below, screaming: "We've been held up!" and fell faint.

Rabin ran down stairs to the ground floor and notified the elevator starter, who summoned George Kitchford, the superintendent of the building. More than five minutes elapsed when a traffic policeman in Fulton and Nassau streets learned of the robbery and notified headquarters.

The police have excellent descriptions of the robbers, but the descriptions would fit thousands of young men on the east side or in Harlem.

"YOU SHOULD HAVE BEEN THE BOSS," COURT SAYS

Seventeen Husband So Told by Justice Louis Separation Case.

Supreme Court Justice Mullan in the Bronx to-day granted a separation to Mrs. Lillian Welsberg from her husband Samuel, an insurance broker of 10, 141 Fifth Avenue. He withheld decision on the subject of alimony. The couple have two children, Lillian, aged twenty, and a son three years younger, living at No. 311 Crimmins Avenue.

When the daughter testified the court said it was evident she was filled with bias and animosity without reason. To Welsberg he said: "It is too bad you had no say in your own home. You should have asserted yourself and have been boss. However, you left your wife. You abandoned her."

TIE-UP IN RUSH HOUR ON BROOKLYN BRIDGE

Car Off Track at Manhattan End Halts Traffic 25 Minutes.

Trolley car traffic on the Brooklyn Bridge was halted from 9:15 o'clock to 9:40 o'clock to-day while a wrecking crew was replacing a Bergen Street car which jumped the track at the Manhattan end of the bridge on the south roadway.

Many who started to walk took shelter in the cars after they had backed the biting breeze over the river for a few minutes.

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